

## OFFICIAL COPY

Fresno, California

June 15, 2006

The City Council met in special session at the hour of 6:00 p.m. in the Council Chambers, City Hall, on the day above written, for continued consideration of the FY 2007 City of Fresno Budget.

Present were Council members Boyajian, Calhoun, Dages, Perea, Sterling, Westerlund and President Duncan, City Manager Souza, City Attorney Sanchez, City Clerk Klisch, Assistant City Clerk Salazar, Budget Manager Smith, and necessary staff.

**(6:00 P.M.) CONTINUED HEARING ON THE FY 2007 CITY OF FRESNO BUDGET**

Councilmember Calhoun advised he wanted to make some comments and motions at this time as he would be out of town for next Monday's budget hearing to attend a funeral; acknowledged City Manager Souza was correct in that the Diamond Street Project was in last year's budget as one of the KRAs that did pass and added he voted against it; and relative to the parks & recreation department budget stated he was supportive of the Roeding Park entrance fee increase but he had a concern with the additional \$2.00 going into educational programs adding he felt the money should go back into Roeding Park for improvements as is done with Woodward Park.

**MOTION** - Calhoun/Sterling - The full \$3.00 Roeding Park entrance fee be used for Roeding Park improvements.

Councilmember Calhoun noted he has been a mild critic of the proliferation of education programs and elaborated on the issue, stated he did not feel additional programs needed to be added or additional funding allocated, and stated he wanted to make a motion that FY 2006's funding level be maintained for all existing education programs excluding the police department's middle school program since a motion was already made to eliminate it, and upon clarification by City Attorney Sanchez Councilmember Calhoun advised he would return next Tuesday with a clearer motion.

**POLICE DEPARTMENT - Continued from June 14, 2006**

Assistant County Administrative Officer Jeanette Ishii, City Manager Souza, City Attorney Sanchez, Chief Dyer and Capt. Maroney responded to questions/comments of Councilmember Sterling at length and/or clarified issues relative to the funding for the County boot camp, how the boot camp will be impacted without City funding, if City and County officials have had discussions on funding, how the funding issue got to this point and if staff should have made Council members aware of the arrangement (with Mr. Souza and Mr. Sanchez clarifying issues relative the settlement agreement with the County), if staff felt the City had a role in the boot camp if the County continues to fund it, operating procedure for the Gang Task Force and how department interaction will be, if quarterly reports could be provided, if the \$1 million from the boot camp was being allocated to the Gang Task Force, reasons for transferring the graffiti abatement crew, if the department was going to reimburse the planning & development department for the equipment they would be getting, video policing and what community outreach efforts were planned, concerns with racial profiling, request that camera locations be provided, if more meetings and information will be provided to the community, **(2 - 0)** where cameras were currently placed, if Traffic Operation Center (TOC) cameras are used for surveillance, who participates in the Performance Pay Plan, what the enforcement plan was for street racing, if the department was aware of the street racing problem in district 3, prostitution enforcement, vehicle replacement, recruitment and retention efforts, training, and need, and the need and importance of having the best officers on the force.

Chief Dyer and Mr. Souza responded to questions and comments of Councilmember Dages relative to whether the transfer of the graffiti crew was a done deal, concerns with the Gang Task Force and video cameras and his preference that those funds go towards retention and recruitment, if additional officers were initially requested, merging of services, if staff has been hired for the Gang Task Force, concern with staff being hired prior to Council approval, if staff will undergo background checks, if anyone from the department will oversee the task force, if the other agencies who spoke in support of the task force will contribute financially, the intervention agencies, and concern that some organizations would have liked to have been included but were not.

Chief Dyer, Deputy Chief Enmark and Mr. Souza responded to questions and comments of Acting President Perea relative to capital projects, the police training facility and why it was important, if staff was ready to move forward with the land purchase **(3 - 0)**, direction to staff to place on the June 27<sup>th</sup> agenda authorization for the police department to purchase land for the Police Training Village, recruitment and retention problems, request for cost information associated with a long term recruitment/retention strategy, current vacancies, reasons for the vacancies, what it would take to get to full capacity, if officers who leave City employment are asked why, if comparison studies have been done on pay/retirement and where Fresno ranks, and the video cameras including breakdown on the \$1.2 million and what the \$400,000 in grant funds would provide.

**MOTION - Perea/Dages** - Utilize the \$400,000 in grant funds for video cameras and direct the remaining \$800,000 for department recruitment and retention.

Acting President Perea commented additionally and presented questions relative to the \$1.1 million for the Gang Task Force, how much would go towards staff/service providers, opposition to the Paroled Parents Assistance Program, and pension contributions and savings realized, with Chief Dyer and Mr. Souza responding.

President Duncan commended the department stating they were the finest in the country, and presented questions/comments relative to cost to train a new officer and bring the officer up to speed, concern with retention problem, if money was budgeted for a police auditor, the new graffiti ordinance and if there were any revenue projections, transfer of the graffiti crew and concern with a police sergeant overseeing a paint crew, concern that the move was made without informing Council or the public, if it was possible to have an ordinance drafted that would require Council approval of staffing moves, direction to staff to research and advise of parameters of staffing moves, if the number of calls for service increase annually, if no new police officers were being requested, conclusion that levels of service will increase with the number of officers being way behind, the number of complaints received being a clear indication the city does not have enough officers, concern and disappointment with turning the department into a social service agency, a reduction in services being a reality, maintenance and repair of motorcycles, if it was possible to get an independent review on maintenance and repair costs, and concern with the Paroled Parent Assistance Program and the City facilitating the payment of child support.

**MOTION - Duncan/Boyajian** - Defund the Paroled Parent Assistance Program.

President Duncan continued and expressed his concern with the video cameras **(4 - 0)** stating he did not think the city was quite ready for it, stated civil liberties and rights were big issues and staff was not going slow enough to cover those issues, and stated a strong, clearly written policy was needed and the public also needed to be involved to obtain different viewpoints.

**MOTION - Duncan/Boyajian** - Place *all* video surveillance in the city on hold with no additional funding or activity until a comprehensive policy manual is written that includes limits on use, with the manual to be developed with members of the public and not be considered approved until done so by the City Council. President Duncan added it was also critical that the department provide a comprehensive roll out plan that includes total cost and maintenance. **\*\*Clarification was subsequently made to put all the funding *above the grant funds* on hold.**

Councilmember Boyajian clarified he seconded Councilmember Calhoun's motion based on the same basic premise that it was premature and suggested the motion-makers get together and discuss their motions. Mr. Sanchez also noted there were some funding grant issues that could be jeopardized if the department is not able to utilize the grants or meet requirements in a timely fashion, **\*\*whereupon President Duncan amended his motion to put all funding *above the grant funding* on hold.**

President Duncan spoke to the Gang Task Force stating the intent was good, noted after all the claims made, the sound bites and press releases he conducted his own research and after getting into his research stated he found out all the great accomplishments were not necessarily accurate and elaborated, stated he was concerned about starting a program not knowing if it would work and he was not ready to support the task force particularly after hearing about the boot camp funding issue, stressed the number one job of the police department was to take care of the bad guys, stated the boot camp was working, changing lives, the statistics could not be disputed and he could not understand shifting money from there to an unknown, stated if the money was coming from someplace else, if there had been grants/match funds, if the program was written out with goals and expectations Council could look at and understand he would probably have a whole different feeling about the task force but at this time he did not think this was the right thing to do, and elaborated further on the boot camp and its importance.

**MOTION - Duncan/Boyajian** - Place funding for the Mayor's Gang Task Force into a contingency fund until a complete proposal is presented to Council including a clear needs assessment, clear objectives and measurable statistical goals, baseline data to measure results, specific information regarding each member of the technical team to include specific role and function, specific allocation of funds, and specific performance standards, the establishment of a clear working relationship with the Fresno County Sheriff's and Probation Departments, and a significant level of match funding (with President Duncan stating this was not solely a city of Fresno problem and elaborated).

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President Duncan spoke to a news story Channel 24 ran on the department and the shortage of detectives in the sex crimes unit, stated the department was overwhelmed and stretched so thin, spoke to his original motion to add 2 additional detectives to the sex crimes unit (with Chief Dyer responding to questions), and stated the basic job of the department was to catch bad guys and protect citizens and not run social service programs or become a social service agency or manage painters with trucks.

**MOTION - Duncan/Westerlund-** Add ten (10) detectives to the department.

President Duncan commended the department but stated the department was going down a slope that he did not agree with.

**MOTION - Boyajian/Duncan** - Defund the Mayor's Gang Task Force and put the funding into contingency and utilize the funds where they would best serve the city (recommending the boot camp, the retirement fund, the new fire/police station, and the detectives).

Councilmember Westerlund spoke to the efforts made to reach out to at risk youth, to how the City got away from funding social service agencies and to how agencies were appearing to get back on the list, advised one of the problems he had with the Gang Task Force was the service providers and what they would do and elaborated, and stated he did not feel the funding for the task force should go into a contingency fund and he wanted to defund the task force altogether, with Councilmember Boyajian seconding the motion due to all the other priorities of the City.

**MOTION - Westerlund/Boyajian** - Defund the Mayor's Gang Task Force.

Councilmember Westerlund continued and added there was nothing precluding the task force from going forward and doing their task and assessing services already provided by the County, State and Federal governments; **(5 - 0)** spoke to the Paroled Parent Assistance Program stating he would support defunding it as services and options were already made available to parolees upon their release and explained; and relative to the boot camp stated the City had a commitment to its youth, spoke in support of the boot camp stating its' success has been shown, and stated he felt the City also had something of a moral obligation and he wanted to restore funding.

**MOTION - Westerlund/Duncan** - Restore funding in the amount of \$1 million for the Fresno County Boot Camp.

**MOTION - Perea/Sterling** - Use the \$100,000 from the Paroled Parent Assistance program for police officer recruitment and retention.

Councilmember Sterling spoke to her support for the Mayor's Gang Task Force and explained reasons therefor and requested Chief Dyer take the time and explain the program to doubtful members as he did for her.

The budget hearing was continued to Monday, June 19, 2006, at 9:00 a.m. at City Hall to consider the Public Utilities Department.

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Interim Public Utilities Director Ramirez was congratulated on his appointment as Director.

## ADJOURNMENT

There being no further business to bring before the City Council, the hour of 8:52 p.m. having arrived and hearing no objections, President Duncan declared the meeting adjourned to Monday, June 19, 2006.

**APPROVED** on the \_\_\_\_27th\_\_\_\_ day of \_\_\_\_\_ June\_\_\_\_\_, 2006.

\_\_\_\_\_/s/\_\_\_\_\_  
Jerry Duncan, Council President

ATTEST: \_\_\_\_\_/s/\_\_\_\_\_  
Yolanda Salazar, Assistant City Clerk

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